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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 DANIEL JOHN WILCKEN,

10 Petitioner,

Case No. C18-0279-RSL

11 v.

12 RONALD HAYNES,

13 Respondent.

ORDER DISMISSING FEDERAL
HABEAS ACTION

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15 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's
16 answer to the petition, the Report and Recommendation of Mary Alice Theiler, United States
17 Magistrate Judge, any objections thereto, and the remaining record, hereby finds and ORDERS:

18 (1) The Court adopts the Report and Recommendation;

19 (2) Petitioner's petition for writ of habeas corpus (Dkt. 8) and this action are
20 DISMISSED, with prejudice, as untimely;

21 (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the
22 United States District Courts, a certificate of appealability is DENIED; and

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ORDER DISMISSING FEDERAL
HABEAS ACTION - 1

(4) The Clerk is directed to send copies of this Order to petitioner, to counsel for respondent, and to the Honorable Mary Alice Theiler.

DATED this 14th day of January, 2019.

Mr S Casnik

Robert S. Lasnik
United States District Judge